

REMARKS

Claim 13 has been canceled and claim 14 substituted therefore.

The Claims present in this Application are Claims 1-12 and 14.

The amended Claim 13 has been canceled and has been presented as new Claim 14. Claim 14 does not utilize the indicated brackets and crossing out for designating deleted subject matter. Therefore, the objection to Claim 13 by the presentation of new Claim 14 has been obviated. This presentation of newly presented Claim 14 and the cancellation of the old Claim 13 is in accordance with the suggestion made by the Examiner in the aforementioned Office Action.

Claims 1-12 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over the claims of U.S. Patent 6,489,440 and the claims of the co-pending Application Serial No. 09/765,846. This rejection is respectfully traversed.

Accompanying this Amendment are two Terminal Disclaimers, one against the co-pending Application 09/765,846 and the other against U.S. Patent 6,489,440. With these Terminal Disclaimers the rejection on double patenting against both of the above are clearly obviated. The filing of such Terminal Disclaimers is in accordance with the Examiner's Interview Summary which accompanied the aforementioned Office Action. In view of these Terminal Disclaimers, the rejection of these claims over obviousness I clearly overcome.

Correspondence and Fees

Enclosed please find check numbers 220736 and 220737 in the amount of Fifty-Five Dollars (55.00) each for the two Terminal Disclaimers filed herewith. Please charge Two Hundred and Ten Dollars (210.00) to Deposit Account No. 03-3839 to cover the herein requested Extension of Time.

No additional fees are believed to be necessitated by the instant response. However, should this be in error, authorization is hereby given to charge Deposit Account no. 03-3839 for any underpayment, or to credit any overpayments.

Please address all correspondence to the correspondent address for **Customer No. 26345 of Intellectual Docket Administrator, Gibbons, Del Deo, Dolan, Griffinger & Vecchione**, One Riverfront Plaza, Newark, NJ 07102-5497. Telephone calls should be made to William H. Epstein at (973) 596-4607 or (973) 596-4500 and fax communications should be sent directly to him at 973-639-6397.

Respectfully submitted,



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